

CHAPTER 83: PORTABLE STORAGE CONTAINERS IN RESIDENTIAL AREAS

ARTICLE I. IN GENERAL

Sec. 83-1. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Portable storage containers: A box-like container transported by truck to a desired location for drop off. The container is moved from the bed of the delivery truck to the ground and back using a hydraulic metal framework or similar device. Commonly accepted name for these storage containers is PODS, an acronym for portable on-demand storage. The maximum allowable size for this type container in R-1 and R-2 residential districts is 130 square feet with an overall length not to exceed 16 feet.

Extenuating circumstances: For the purpose of this chapter, extenuating circumstances shall include, but not limited to any natural disasters, fire or Acts of God. (Ord. No. 2004-7(4), 4-27-04)

Sec. 83-2. Location of portable storage containers in residential districts.

Portable storage containers shall be allowed in the front yard of any lot on which an R-1 single-family dwelling or R-2 single-family dwelling or two family duplex has been constructed. Any portable storage unit must be placed on a concrete or asphalt surface in front of the dwelling but no closer than ten feet from the front property line. Said storage unit shall also meet a required side yard setback of five feet.

The maximum allowable size of portable storage container in a residential district is 130 square feet with a maximum length of said unit not to exceed 16 feet.

Portable storage containers are expressly prohibited in the following residential districts: R-3, R-4, R-5, R-6 and R-7.

Portable storage containers may be utilized for a period not to exceed 30 days. (Ord. No. 2004-7(4), 4-27-04)

Sec. 83-3. Exceptions in residential districts.

The building official may grant the placement of a portable storage container in a residential district for more than 30 days, provided the property owner has demonstrated that extenuating circumstances exist to justify the extension. Extenuating circumstances shall include, but are not limited to natural disasters, fire or Acts of God. Any extension of time must coincide with a valid building permit for reconstruction after said disaster but shall not exceed six months without review and approval from the building permit division.

Further, portable storage container may be permitted to exist and coincide with a valid building permit for purposes of reconstruction and or remodeling of said residence. (Ord. No. 2004-7(4), 4-27-04)

Sec. 83-4. Placement on city streets.

Portable storage containers shall not be allowed on any city street or right-of-way under any circumstances. (Ord. No. 2004-7(4), 4-27-04)

Sec. 83-5. Permit requirements in residential districts.

(a) *Applications.* Portable storage containers may be placed in R-1 and R-2 residential districts for a maximum of 30 days, including for days of delivery and removal, before the required permit shall be secured. If, however, the portable storage container remains on site, beginning on day thirty-one (31) the property owner shall be responsible for securing a valid permit from the City

of Jackson Building Permit Division. Said permit shall expire on day 60 from original delivery date. Further, under no circumstances shall the POD remain on the premises for more than 60 days in a calendar year unless a valid building permit has been obtained prior to the expiration date of the POD permit.

(b) *Signs on portable storage containers.* Signs on portable storage containers shall not exceed two in number and not be more than six square feet each, not to exceed one per side.

(1) In the event an extension of the 30-day time limit for the placement of a portable storage container in a residential district is granted by the building official, all signs must be removed or obscured.

(2) All portable storage containers must include a "placard" not to exceed one square foot on area which is clearly visible from the right-of-way which includes the container identification number, date of its placement on the property, date that removal will be required, and a local telephone number.

(c) *Validity.* Permits under this section shall be valid for the period specified on the permit from the date of issuance to the specific name and approved location only. Portable storage containers shall not be allowed on any city street or right-of-way. (Ord. No. 2004-7(4), 4-27-04)

Sec. 83-6. Fee requirements.

All initial applications and requests for renewal/extension in the R-1 and R-2 residential districts shall be accompanied by a certified check or money order in the amount of \$25.00. (Ord. No. 2004-7(4), 4-27-04)

Sec. 83-7. Penalty for violation of article.

Any person who contracts to rent a portable storage container who violates, neglects or refuses to comply with, or who resists the enforcement of any of the provisions of this article, shall, upon conviction, be fined not more than \$100.00 for each offense. Each day that a violation is permitted to exist shall constitute a separate offense. In addition to such penalty, the city may obtain an injunction for the purpose of enforcing the terms of this article. (Ord. No. 2004-7(4), 4-27-04)

Sec. 83-8. Administration of article.

The director of the department of planning and development or his/her designee shall administer the provisions of this article. (Ord. No. 2004-7(4), 4-27-04)

Sec. 83-9. Effective date.

This article shall be effective 30 days from and after passage and publication of same. (Ord. No. 2004-7(4), 4-27-04)